IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE THIRTEENTH DAY OF JUNE
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE B.SESHASAYANA REDDY

-

WRIT PETITION NO : 17716 of 2004

Between:

1. M/s Nagarjuna Chemical Industries,

10-35, Kothapeta, Dhone, Kurnool District,
rep.by its Proprietor S.T.Rangaiah.

2. M/s Nagarjuna Mineral Trading Company,

10-35A, Kothapeta, Dhone, Kurnool District,
rep.by its Proprietor S.Nagarjuna Kumar.

..... PETITIONERS

AND

The Executive Director, Marking and Movement,

Singareni Colories Company Limted,
Marketing and Movement Office, Singareni Bhavan,

Red Hills, Khairatabad Post, Hyderabad

.....RESPONDENT

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court may be pleased to issue a Writ, Order or direction or particularly one in the nature of Writ of Mandamus, declaring the action of the respondent in not releasing the coal of 140 M.Ts. of the petitioners pursuant to the delivery orders bearing Nos.H/RGM/04/0174/88 dated 16-04-2004 and H/RGM/04/175/89 dated 16-4-2004 respectively and further action of the respondent in not returning the amount of Rs.1,03,595/- each paid by the

petitioners through D.D.Nos.343243 and 343294 dated 12-04-2004 respectively as illegal, arbitrary violative of Articles 14, 19, 21 and 300 A of the Constitution of India and consequently direct the respondent either to supply the coal or to return the amount forthwith.

Counsel for the Petitioners: MR.K.RATHANGA PANI REDDY

Counsel for the Respondent: MR.NANDIGAMA KRISHANA RAO

The Court made the following:

ORDER:

1. Learned counsel for the petitioner seeks permission to withdraw the writ petition.

2. Permission is accorded and the writ petition is dismissed as withdrawn. No order as to costs.

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B.Seshasayana Reddy,J.

13th June, 2005

KM

ASSISTANT REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1. The Executive Director, Marking and Movement,

Singareni Colories Company Limted,
Marketing and Movement Office, Singareni Bhavan,

Red Hills, Khairatabad Post, Hyderabad

2. 2 CD copies

THE HON'BLE MR JUSTICE B.SESHASAYANA REDDY

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13th June, 2005.